

**MINUTES
LANCASTER COUNTY BOARD OF EQUALIZATION
TUESDAY, NOVEMBER 13, 2001
COUNTY COMMISSIONERS CHAMBERS
FIRST FLOOR, COUNTY-CITY BUILDING
1:30 P.M.**

Commissioners Present: Kathy Campbell, Chair
Bob Workman, Vice Chair
Bernie Heier
Ray Stevens

Commissioners Absent: Larry Hudkins

Others Present: Connie Ahlschwede, County Assessor's Office
Kerry Eagan, Chief Administrative Officer
David Johnson, Deputy County Attorney
Bruce Medcalf, County Clerk
Trish Owen, Deputy County Clerk
Gwen Thorpe, Deputy Chief Administrative Officer

The Board of Equalization meeting was called to order at 1:30 p.m.

- 1) **MINUTES:** Approval of the minutes of the Board of Equalization meeting held on Tuesday, November 6, 2001. (A copy of these minutes is on file in the office of the Lancaster County Clerk.)

MOTION: Workman moved and Heier seconded approval of the minutes of the Board of Equalization dated November 6, 2001. Campbell, Workman, Heier and Stevens voted aye. Motion carried.

- 2) **ADDITIONS AND DEDUCTIONS:**

Approval of 11 additions and deductions to the tax assessment rolls per Exhibit A.

MOTION: Heier moved and Stevens seconded approval. Heier, Campbell, Stevens and Workman voted aye. Motion carried.

3) **MOTOR VEHICLE TAX EXEMPTIONS:**

Sesostri Shrine

Southeast Nebraska Mobile Diagnostic Services, Inc. (3 exemptions)

Tabitha, Inc.

Vital Services Inc.

MOTION: Heier moved and Workman seconded approval of the motor vehicle tax exemptions. Stevens, Workman, Heier and Campbell voted aye. Motion carried.

4) **ADJOURNMENT:**

MOTION: At 1:31 p.m. Heier moved and Stevens seconded adjournment of the Board of Equalization meeting. Workman, Campbell, Stevens and Heier voted aye. Motion carried.

Bruce Medcalf
County Clerk

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Commissioners Absent: Larry Hudkins

Others Present: Kerry Eagan, Chief Administrative Officer
David Johnson, Deputy County Attorney
Bruce Medcalf, County Clerk
Trish Owen, Deputy County Clerk
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The Board of Commissioners meeting was called to order at 1:31 p.m.

- 1) **MINUTES:** Approval of the minutes of the Board of Commissioners meeting held on Tuesday, November 6, 2001. (A copy of these minutes is on file in the office of the Lancaster County Clerk.)

MOTION: Heier moved and Stevens seconded approval of the minutes of the Board of Commissioners meeting dated November 6, 2001.
Campbell, Workman, Heier and Stevens voted aye. Motion carried.

- 2) **CLAIMS:** Approval of all claims processed through Tuesday, November 13, 2001.

MOTION: Workman moved and Stevens seconded approval. Heier, Campbell, Stevens and Workman voted aye. Motion carried.

3) **PUBLIC HEARINGS:**

- A. A request to vacate a portion of a County road located on West Davey Road between NW 27th and NW 40th Streets in Lancaster County, Nebraska.**

The Chair opened the public hearing and asked if anyone wished to testify.

No one appeared and the hearing was closed.

David Johnson, Deputy County Attorney, requested any documentation from the County Engineer and Planning Departments be included. He added that a resolution regarding the vacation would be scheduled for consideration on the November 27th agenda.

4) **NEW BUSINESS:**

- A. An agreement with Lisa Young to provide services as a nurse practitioner with psychiatric specialization for up to 9 hours per week. The County will pay \$50 per hour not to exceed 9 hours per week. The term of the agreement is October 1, 2001 to June 30, 2002. (C-01-554)**

MOTION: Workman moved and Stevens seconded approval of the agreement with Lisa Young. Workman, Campbell, Stevens and Heier voted aye. Motion carried.

- B. An agreement with Southpointe Family Resource Center, P.C. for monitoring of the community based residential and non-residential evaluation services for youth of the Southeast Service Area as ordered by the courts on behalf of the State of Nebraska, Department of Health and Human Services. The term of the agreement is October 1, 2001 to September 30, 2002. The County will reimburse the contractor at rates indicated in Attachment "B" or the most current Nebraska Medicaid rates. (C-01-559)**

Johnson requested that the Board's approval of the agreement be subject to receipt of the certificate of insurance and approval of the certificate by the County Attorney's Office and to also direct the County Clerk's Office to not release the agreement until receipt of the certificate is received and approved.

4) **NEW BUSINESS CONTINUED:**

MOTION: Heier moved and Workman seconded approval of the agreement with Southpointe Family Resource Center, P.C. subject to receipt of certificate of insurance and approval of the certificate by the County Attorney's Office and to also direct the County Clerk's Office to not release the agreement until receipt of the certificate of insurance is received and approved by the County Attorney's Office. Stevens, Workman, Heier and Campbell voted aye. Motion carried.

C. An agreement with Maplewood Counseling Associates, Inc. for monitoring of the community based residential and non-residential evaluation services for youth of the Southeast Service Area as ordered by the courts on behalf of the State of Nebraska, Department of Health and Human Services. The term of the agreement is November 15, 2001 to February 15, 2002. The County will reimburse the contractor at rates indicated in Attachment "B" or the most current Nebraska Medicaid rates. (C-01-560)

MOTION: Workman moved and Stevens seconded approval of an agreement with Maplewood Counseling Associates, Inc. Stevens, Workman, Campbell and Heier voted aye. Motion carried.

D. An agreement with Good Neighbor Community Center to provide care coordination using the wraparound process for youth ages 10 to 18 who have severe emotional disorders and who are at risk of becoming involved with the juvenile justice system, beginning October 1, 2001 and ending September 30, 2002. The County shall pay up to \$45,000 for the services. (C-01-555)

MOTION: Workman moved and Stevens seconded approval of an agreement with Good Neighbor Community Center. Heier, Workman, Campbell and Stevens voted aye. Motion carried.

E. An agreement with Bollerup and Huxoll, P.C. L.L.O. for legal representation for indigent juveniles in abuse and neglect cases, status offenses and law violations, beginning January 1, 2002 and ending December 31, 2004. The County will pay \$243,000 for these services based upon submission of invoices showing services provided.

4) **NEW BUSINESS CONTINUED:**

MOTION: Heier moved and Stevens seconded approval of an agreement with Bollerup and Huxoll, P.C. L.L.O. Campbell, Stevens, Workman and Heier voted aye. Motion carried.

F. Acceptance of name change of DMG-Maximus to Maximus pursuant to the assignment clause of the County's contract. The contract ends December 31, 2001 and is under County contract number C-01-212. (C-01-556)

MOTION: Stevens moved and Workman seconded approval.

In response to a question asked by Workman, Kerry Eagan, Chief Administrative Officer, explained that DMG-Maximus conducts an indirect cost analysis for the County which the Budget and Fiscal Officer uses for various financial functions.

ROLL CALL: Heier, Workman, Stevens and Campbell voted aye. Motion carried.

G. Change order number one for the Lancaster County Election Commission, reducing the contract amount of \$230,800 a total of \$10,706.24 leaving a new contract sum of \$220,093.76. (C-01-178 CO-01-5)

MOTION: Heier moved and Workman seconded approval of Change Order Number One for the Lancaster County Election Commission. Stevens, Heier, Workman and Campbell voted aye. Motion carried.

H. A resolution authorizing the following traffic signs in Lancaster County, Nebraska: (R-01-113)

Install two driveway warning signs in advance of the driveway for the Jesus, Mary and Joseph Monastery, located at 9300 W. Agnew Road. One for westbound traffic and one for eastbound traffic.

Install hazard warning signs on drainage structures C-97, C-98 and C-99, located on Little Salt Road between N. 14th Street and N. 27th Street for eastbound and westbound traffic.

4) **NEW BUSINESS CONTINUED:**

MOTION: Workman moved and Stevens seconded approval of Resolution 01-113. Workman, Campbell, Stevens and Heier voted aye. Motion carried.

I. A resolution authorizing the County Clerk to issue payments while the County Board is adjourned. (R-01-112)

MOTION: Workman moved and Stevens seconded approval of Resolution 01-112. Workman, Heier, Campbell and Stevens voted aye. Motion carried.

J. Recommendation from the Purchasing Agent and a committee of County employees to award a request for proposal (RFP) to enter into contract negotiations with J.T. Associates/Tower Software for "Records Management Application Software" for Lancaster County. Details of the arrangement and cost of the various phases of implementation will be negotiated by the Purchasing Division and select committee members and brought back to the County Board in the form of a final contract. (B-01-49)

MOTION: Workman moved and Heier seconded approval to award an RFP to J.T. Associates/Tower Software for "Records Management Application Software" for Lancaster County, Nebraska. Campbell, Heier, Stevens and Workman voted aye. Motion carried.

K. Authorization of Wells Fargo Bank, as Trustee, to disburse \$360,562 from the juvenile detention center bond proceeds to Cheever Construction Co. for progress billing #21 as general contractor for the Juvenile Detention Facility. (M-01-133)

MOTION: Workman moved and Stevens seconded approval. Campbell, Stevens, Heier and Workman voted aye. Motion carried.

L. Authorization of Wells Fargo Bank, as Trustee, to disburse \$4,000 from the juvenile detention center bond proceeds to Commonwealth Electric for progress bill #2 for ornamental lighting and \$13,190 to Walton Construction Inc. for driveway work for the Juvenile Detention Facility. (M-01-129)

4) **NEW BUSINESS CONTINUED:**

MOTION: Heier moved and Stevens seconded approval. Campbell, Heier, Workman and Stevens voted aye. Motion carried.

M. A request from Orville A. Gertsch, Gertsch Family Trust, for a refund of personal property taxes for 2000 in the approximate amount of \$1,040. (M-01-134)

MOTION: Workman moved and Stevens seconded approval. Heier, Campbell, Stevens and Workman voted aye. Motion carried.

N. Appointment of Andrea Snowden, Deputy Public Defender, to replace Timothy Sopinski, at an annual salary of \$43,000, effective November 5, 2001. (M-01-132)

MOTION: Heier moved and Stevens seconded approval. Stevens, Workman, Heier and Campbell voted aye. Motion carried.

O. Reappointments and new appointment of the following individuals to serve on the Air Pollution Control Advisory Board:

<u>Individual</u>	<u>Term to Expire</u>
Joseph Skopp (new appointment to replace Wayne Woldt)	November 1, 2004
Tom Petsch (reappointment)	November 1, 2004
Rick Albro (reappointment)	November 1, 2004

MOTION: Workman moved and Heier seconded approval. Campbell, Workman, Heier and Stevens voted aye. Motion carried.

P. Recommendation from the Purchasing Agent and the County Engineer to award a bid for two (2) 80 PTO tractors with 6 foot mowers to Mccullough-Landell Implement (Waverly, NE). Total amount of the award is \$92,614. (B-01-50).

MOTION: Heier moved and Stevens seconded approval. Heier, Campbell, Stevens and Workman voted aye. Motion carried.

- 5) **CONSENT ITEMS:** These are items of business that are routine and which are expected to be adopted without dissent. Any individual item may be removed for special discussion and consideration by a Commissioner or by any member of the public without prior notice. Unless there is an exception, these items will be approved as one with a single vote of the Board of Commissioners. These items are approval of:

A. Receive and Place on File:

1. Lancaster Manor's Monthly Report.
2. County Treasurer's Distress Warrants for Fiscal Year 2001.
3. Noxious Weed Control Authority's Monthly Report for October, 2001.
4. Noxious Weed Control Authority's Monthly Report for the Combined Weed Program with the City of Lincoln for October, 2001.
5. Records and Information Management's Monthly Report for October, 2001.

B. Setting of a public hearing for Tuesday, November 27, 2001 at 1:30 p.m. in the County Commissioners Chambers, Room 112, on the first floor of the County-City Building regarding a Corporate Manager application for Joseph K. McDermott in connection with a Class C and Class K liquor license submitted by the Nebraska State Board of Agriculture d/b/a Nebraska State fair Park located at 1800 State Fair Park Drive.

**C. A resolution approving Final Plat Number 01022: Hawke's Pointe to create six residential lots and one outlot for open space and environmental preservation on property generally located at North 1st Street and West Raymond Road in Lancaster County, Nebraska.
(R-01-117)**

**D. A subdivision agreement with Thomas D. Pavey also known as Thomas Dean Pavey, L. Louise Pavey and Eric Pavey for County Final Plat Number 01022, Hawke's Pointe, generally located at North 1st Street and West Raymond Road in Lancaster County, Nebraska.
(C-01-562)**

**E. Request from Tracy Callahan, an employee at Lancaster Manor, to voluntarily participate in the Lancaster County Retirement Plan.
(M-01-131)**

5) **CONSENT ITEM CONTINUED:**

F. Two right-of-way agreements relating to road improvements between the Lancaster County Engineering Department and Willie and Donna Verbeek, in the total amount of \$1,380.25, at 12200 South 25 Street; Project BR-3300(2). (C-01-557 and C-01-558)

MOTION: Heier moved and Workman seconded approval of the Consent Items. Stevens, Workman, Heier and Campbell voted aye. Motion carried.

6) **ADJOURNMENT:**

MOTION: At 1:50 p.m. Heier moved and Stevens seconded adjournment of the Board of Commissioners meeting. Workman, Campbell, Stevens and Heier voted aye. Motion carried.

Bruce Medcalf
County Clerk